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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

THERESA M. O'BRIEN

Plaintiff,

v.

JANET NAPOLITANO, SECRETARY,
 DEPARTMENT OF HOMELAND
 SECURITY,

Defendant.

No. C 10-1830 EDL

**STIPULATION AND ~~PROPOSED~~
 ORDER TO REMOVE INCORRECTLY
 FILED DOCUMENT FROM DOCKET
 ENTRY NOS. 41 AND 45.**

Plaintiff Theresa M. O'Brien ("Plaintiff"), and Defendant Janet Napolitano, Secretary of Homeland Security ("Defendant"), by and through their undersigned counsel, hereby stipulate as follows:

WHEREAS, on November 15, 2011, Defendant filed a motion for summary judgment. As part of this motion, Exhibit B to the Walker Declaration (Docket Entry No. 41), had a page the was filed incorrectly. It contained a date of birth on Bates # EDS0046. Additionally, on the McPartland Declaration (Docket Entry No. 45), Exhibit B contained the last four of the SSN at CBP 0024, and Exhibit J contained a date of birth at CBP 0157. At

STIPULATION AND [PROPOSED] ORDER TO REMOVE INCORRECTLY FILED DOCUMENT FROM DOCKET ENTRY NOS. 41 AND 45.
 C 10-1830 EDL

Defendant's request, these docket links have been locked and remain locked. ACCORDINGLY, the parties hereby stipulate and request that Docket Entry Nos. 41 and 45 be removed from the CM/ECF system and case file so that the Declarations (along with properly redacted Exhibits) may be re-filed with the personal information properly redacted.

IT IS SO STIPULATED.

Dated: November 16, 2011

LAW OFFICES OF MICHAEL S. SORGEN

/s/

By:

Joyce Kawahata
Attorneys for Plaintiff

Dated: November 16, 2011

MELINDA L. HAAG
UNITED STATES ATTORNEY

/s/

By:

Juan D. Walker¹
Assistant United States Attorney
Attorneys for Defendant

PURSUANT TO STIPULATION IT IS SO ORDERED.

The Court ORDERS that the Walker Declaration (Docket Entry No. 41) and McPartland Declaration (Docket Entry No. 45) be removed from the CM/ECF system and case file so that the Exhibits may be re-filed with personal information redacted.

Dated: November 22, 2011


Hon. Elizabeth D. Laporte
United State Magistrate Judge

¹In accord with the Northern District of California's General Order No. 45, Section X(B), I attest that concurrence in the filing of this document has been obtained from the other signatory listed on this document.

STIPULATION AND [PROPOSED] ORDER TO REMOVE INCORRECTLY FILED DOCUMENT FROM DOCKET ENTRY NOS. 41 AND 45.
C 10-1830 EDL